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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION

MDL No. 2843
Case No. 18-md-02843-VC

This document relates to:

ALL ACTIONS

STATEMENT OF RECENT DECISION

Judge: Hon. Vince Chhabria
Courtroom: 4, 17th Floor
Hearing Date: May 29, 2019
Hearing Time: 10:30 a.m.

Plaintiffs file this Statement of Recent Decision to alert the Court to two recent decisions related to arguments made by Plaintiffs in their Opposition to Motion of Defendant Facebook Inc. to Dismiss Plaintiffs' First Amended Consolidated Complaint ("Opp."), ECF No. 266.

First, the United States Court of Appeals, Second Circuit's recent ruling in *Melito v. Experian Mktg. Sols., Inc.*, No. 17-3277-CV, 2019 WL 1906087 (2d Cir. Apr. 30, 2019). This decision relates to the arguments made by Plaintiffs in their Opp. at pp. 5-6. A copy of this decision is attached hereto as Exhibit A.

Second, from this District, the Honorable Judge James Donato's ruling in *Michael McDonald, et al., v. Kiloo Aps et al.*, No. 17-CV-04344-JD, 2019 WL 2211316 (N.D. Cal. May 22, 2019). This decision relates to the arguments made by Plaintiffs in their Opp. at pp. 5, 8-9, 10-17, and 31-35. A copy of this decision is attached hereto as Exhibit B.

Dated: May 24, 2019

Respectfully submitted,

KELLER ROHRBACK L.L.P.

By: /s/ Derek W. Loeser
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ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Lesley E. Weaver, attest that concurrence in the filing of this document has been obtained from the other signatory. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 24th day of May, 2019, at Oakland, California.

/s/ Lesley E. Weaver

Lesley E. Weaver